

REMARKS

Claims 1, 2, 5, 6, 8-19, 22, and 24-34 are presently pending in the application. Claims 16-19, 22, 24, and 26-34 were rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter in which Applicant regards as the invention. Claim 15 was rejected under 35 U.S.C. 102(e) as being anticipated by U.S. Patent No. 6,219,358 ("Pinder"). Claims 1, 2, 5, 6, 8-14, and 25 are allowed.

Claim 16 was rejected due to being unclear as to whether or not the "unique session number" (line 12) that is associated with each program transmitted from an output port is the same as the "unique session number" (line 4) assigned to a session.

Accordingly, claim 16 was amended to correctly identify that the unique session numbers are the same. More specifically, each session, which is assigned a unique session number, is associated with a program. The program, which is then associated with the assigned unique session number, is then transmitted from an output port. It is submitted that the 35 U.S.C. 112 rejection is overcome by the amendment. Furthermore, claims 17-19, 22, and 26-34 further limit independent claim 16 and should also be allowable with the amendment to claim 16.

Claim 15 was canceled with this amendment.

Reconsideration of the indefiniteness rejection for claim 16 is respectfully requested in view of the foregoing amendments and remarks, and accordingly an allowance be given to the pending claims 1, 2, 5, 6, 8-14, 16-19, 22, and 25-34.

CONCLUSION

The foregoing is submitted as a full and complete response to the final Office Action dated November 13, 2007. Claims 1, 2, 5, 6, 8-14, 16-19, 22, and 25-34 will be pending in the present application upon entry of the present amendment, with claims 1, 5, 16, and 25 being independent. Based on the amendments and remarks set forth herein, Applicant respectfully submits that the subject patent application is in condition for allowance. Because the claims may include additional elements that are not taught or suggested by the cited art, the preceding arguments in favor of patentability are advanced without prejudice to other bases of patentability.

Upon entry of the foregoing Response, the above-identified patent application includes 5 independent claims. Because Applicant has previously paid for 38 total claims and 5 independent claims, it is believed that no additional fee is due. Should it be determined that any excess fee has been received, the Commissioner is hereby authorized to charge any fees which may be required or credit any overpayment to deposit account #19-0761.

Should the Examiner have any comments or suggestions that would place the subject patent application in better condition for allowance, he is respectfully requested to telephone the undersigned agent at the below-listed number.

Respectfully submitted:

SEND CORRESPONDENCE TO:

Scientific-Atlanta, Inc.
Intellectual Property Dept. MS 4.3.510
5030 Sugarloaf Parkway
Lawrenceville, GA 30044

By: 

WM. BROOK LAFFERTY
Attorney of Record
Reg. No. 39,259
Phone: (770) 236-2114
Fax No.: (770) 236-4806